



CARPENTARIA SHIRE

Outback by the Sea

ORDINARY MEETING

MINUTES

21 SEPTEMBER, 2016

CONFIRMED MINUTES

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CONFIRMED MINUTES

1 OPENING OF MEETING

The Mayor welcomed members and declared the meeting open at 9.12am.

2 RECORD OF ATTENDANCE

Councillors

Mayor: Cr LV Bawden
Members: Cr AT Gallagher; Cr JD Beard; Cr BJ Hawkins; Cr AM Murphy;
Cr PF Wells; Cr JC Young.

Staff

Chief Executive Officer Mr Bob Owen
Director of Engineering Mr John Teague
Manager Economic & Community Development Mrs Cherie Schafer
Executive Assistant Ms Angeline Pascoe.

3 CONDOLENCES

Nil.

4 CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

Confirmation of Minutes from the Ordinary Council Meeting held 10 August 2016, as previously circulated to councillors.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Young

That the Minutes of the Ordinary Council Meeting held 10 August 2016 be confirmed.

CARRIED

Resolution No. 0916/001

CONFIRMED MINUTES

Confirmation of Minutes from the Special General Meeting held 24 August 2016, as previously circulated to councillors.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Gallagher

That the Minutes of the Special General Meeting held 24 August 2016 be confirmed.

CARRIED

Resolution No. 0916/002

5 BUSINESS ARISING FROM PREVIOUS MEETINGS

Nil.

6 PUBLIC QUESTION TIME

There were no members of the public in the gallery.

CHANGE IN STANDING ORDERS

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Hawkins

That Council change the Standing Orders to commence dealing with Agenda item 9.3.

CARRIED

Resolution No. 0916/003

CONFIRMED MINUTES

9.3 COMMUNITY DEVELOPMENT

Executive Summary:

This report provides information and updates to Council on various activities and programs that are facilitated within the Community, Cultural Services and Economic Development portfolio.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Beard

That Council:

- 1. accepts the report as presented;**
- 2. commit the funding contribution towards the ANZAC Grant;**
- 3. provides approval for the listed Council structures to be painted in traditional landscape and historic designs by prior written agreement;**
- 4. not renew the Karumba Sports Group Licence Agreement and investigates the employment of a Sport and Recreation officer at Karumba; and**
- 5. approves drought funding for the following events – the Normanton Seniors and the Karumba Seniors Association lunches, and the Normanton State School, Gulf Christian College, Karumba State School and the School of the Air for fetes and mini-school.**

CARRIED

Resolution No. 0916/004

ATTENDANCE: 10.25am The Manager Economic Community Development left the meeting.

RECESS: 10.28am – 10.43am The Mayor called a recess for morning tea.

RESUMPTION OF STANDING ORDERS

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gallagher

That standing orders be resumed.

CARRIED

Resolution No. 0916/005

CONFIRMED MINUTES

7 REPORTS FROM DIRECTOR OF ENGINEERING - ROADS & SERVICES

7.1 WORKS REPORT - SEPTEMBER 2016

Executive Summary:

The following report provides a summary of the works undertaken in the previous month, along with works in progress.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Murphy

That Council accept the report as presented.

CARRIED

Resolution No. 0916/006

MATERIAL PERSONAL INTERESTS 11:07am Councillor Bradley Hawkins and Councillor Peter Wells declared a Material Personal Interest in Agenda item 7.2 as they both tendered for the Supply and Delivery of gravel on the Dunbar-Kowanyama Road.

Councillor Hawkins did not participate in the discussions or vote and left the meeting.

Councillor Wells did not participate in the discussions or vote and left the meeting.

7.2 NDRRA REPORT - SEPTEMBER 2016

Executive Summary:

QRA 2014 restoration work is now complete with only the close out adjustments to be finalised. QRA have confirmed a significant increase to gravel re-sheet and formation grade and have accepted arguments for Council plant to increase Council payments.

QRA 2016 inspections and damage records have been completed for all Council and State Controlled Roads. Submission 1 (Principal Roads) and Submission 2 (associated access roads) have been approved with an overall program budget of approximately \$33million. Submission 3 (Southern Rural Roads) "in-field assessment" was completed in late August with a negotiated (Compliance and VfM) budget of \$13.4 million. Submission 4 (Northern Roads) and Submission 5 (Town Streets) in field assessments will be completed in October.

CONFIRMED MINUTES

The "Scope Variation" for imported gravel along Dunbar-Kowanyama Road has now been approved by QRA; however the "Recommended Value" is considered low. As all work will be paid based on approvals, QRA have requested ongoing monthly reporting on expenditure to ensure there are no surprises.

TMR 2016 damage submission has been reviewed and adjusted by TMR with a total project value of approximately \$6.6million.

Ongoing negotiations with QRA in relation to reimbursement of some Council-owned plant may be ineligible under recent Commonwealth/QRA directive.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Young

That Council:

- 1. accepts the report as presented, and***
- 2. endorses the decision of the committee of available councillors under delegated authority to award Tender 16/0435 for the Supply and Delivery of Type 3.2 Gravel for the Dunbar-Kowanyama Road to M&G Crushing and Materials Pty Ltd.***

CARRIED

Resolution No. 0916/007

ATTENDANCE 11:20am Councillor Bradley Hawkins and Councillor Peter Wells returned to the meeting.

7.3 DTMR WORKS - SEPTEMBER 2016

Executive Summary:

This report provides a brief update on Council's current Department of Transport and Main Roads (DTMR) contract works.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Hawkins

That Council accept the report as presented.

CARRIED

Resolution No. 0916/008

CONFIRMED MINUTES

MATERIAL PERSONAL INTEREST: **11:50am** Councillor Ashley Gallagher declared a Material Personal Interest in the installation of a boundary fence as the relevant property is leased by his parents.

Councillor Gallagher did not participate in the discussions or vote and left the meeting.

7.4 GLENORE WEIR PROGRESS REPORT - AUGUST 2016

Executive Summary:

This report provides an update on the progress of the construction contract for the Glenore Weir Upgrade project as prepared by the Superintendent Blake Haslam from PDR Engineers.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Beard

That Council;

- 1. accept the report as presented, and***
- 2. approve the installation of a boundary fence as shown in drawing number 13027/DTM/02***

CARRIED

Resolution No. 0916/009

ATTENDANCE **11:53am** Councillor Ashley Gallagher returned to the meeting.

7.5 REVIEW OF COUNCIL'S LRRS ROADS' STATEMENTS OF INTENT

Executive Summary:

The purpose of this report is to provide Council with revised Statements of Intent (SOI) for the Local Roads of Regional Significance (LRRS) network to submit to the North West Queensland Regional Roads and Transport Group. The LRRS network is comprised of the Normanton – Burketown Road, Iffley Road and Dunbar–Kowanyama Road and the SOI's will outline the current status, envisioned future function of the roads and a development strategy to meet these roads. The LRRS network is subject to Transport Infrastructure Development Scheme (TIDS) funding provided by the Department of Transport and Main Roads (DTMR).

CONFIRMED MINUTES

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Young

That Council endorse the SOI's for the nominated LRRS network within the Carpentaria Shire and submit them to the NWQRRTG.

CARRIED

Resolution No. 0916/010

7.6 16/0438 SPRAYED BITUMEN SEALING WORKS

Executive Summary:

The purpose of this report is for Council to consider and award the quote 16/0438: Sprayed bitumen sealing works to be carried out on the Normanton–Burketown Road.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gallagher

That Council in accordance with s234 of the Local Government Regulation 2012 awards Stabilised Pavements Australia Pty Ltd (SPA) the contract for a total contract sum of \$163,372.54 (GST incl.).

CARRIED

Resolution No. 0916/011

ADJOURNMENT: 12.30pm – 1.30pm The Mayor adjourned the meeting for lunch. Upon resumption all members were present.

CONFIRMED MINUTES

7.7 TENDER 16/0440 - SUPPLY AND DELIVERY OF RCBC'S FOR NORMANTON - BURKETOWN ROAD (STAGE 5 - M CREEK CROSSINGS)

Executive Summary:

The following report provides a summary of the Local Buy Tender for the Supply and Delivery of Reinforced Concrete Box Culverts for Normanton-Burketown Road, Stage 5 M Creek Culvert Installation, Road Realignment and Construction.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

That Council accepts Humes tender of \$364,984.77 for the Supply and Delivery of Reinforced Concrete Box Culverts delivered to M Creek (Tender 16/0440 – Local Buy Suppliers).

CARRIED

Resolution No. 0916/012

7.8 BUILDING AND PLANNING REPORT - SEPTEMBER 2016

The report is to advise Council of relevant planning and building activities within the Shire for the month of August 2016.

Planning Applications Received

Nil.

Planning Applications Approved

DA No.	Address	Application Type	Status
I/1622	Cnr Landsborough & Matilda Streets, Normanton	Material Change of Use, Service Station and Caretakers Residence	Approved, 24/08/2016

Building Applications Received

Nil.

CONFIRMED MINUTES

Building Permits Issued

DA No.	Address	Application Type	Value
I/1623	96 Karumba Development Road, Karumba	New Portable Dwelling	\$70,000
I/1624	11 Henry Street, Karumba	Temporary Plumbing Permit	NA
I/1625	4 Beard Crescent, Normanton	Storage Shed	\$46,500
I/1626	100 Philp Street, Normanton	Shed	\$15,000

Applications pending waiting on further information (Applicants advised)

Nil.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Young

That Council note and accept the content of the report as presented.

CARRIED

Resolution No. 0916/013

MATERIAL PERSONAL INTEREST: *1:38pm* Councillor Andrew Murphy declared a Material Personal Interest in Agenda item 7.9 as he owns the adjoining property.

Councillor Murphy did not participate in the discussions or vote and left the meeting.

7.9 REQUEST FOR REAR BOUNDARY DISPENSATION, 19-21 HAIG STREET, NORMANTON

Executive Summary:

An application was received on Tuesday 13 September 2016 from Cherie Schafer requesting a 1 metre rear boundary dispensation for the conversion of a storage shed into accommodation for visiting family and friends. Refer attached application and plan.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Hawkins

That Council approves the application from Cherie Schafer for a 1 metre rear boundary dispensation to allow for the conversion of a storage shed into accommodation at 19-21 Haig Street, Normanton.

CONFIRMED MINUTES

CARRIED

Resolution No. 0916/014

ATTENDANCE 1:46pm Councillor Andrew Murphy returned to the meeting.

7.10 WATER AND WASTEWATER REPORT - SEPTEMBER 2016

Executive Summary:

The purpose of this report is to provide Council with town water and wastewater supply, usage and quality information to assist in ensuring that the water and wastewater are appropriately managed.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Hawkins

That Council accepts and notes the water and wastewater status report as presented for the period ending 31 August 2016.

CARRIED

Resolution No. 0916/015

GENERAL BUSINESS – DIRECTOR OF ENGINEERING

Councillor Young

Queried the following:

- Shade at the Karumba Pool
- Playground fence at Karumba
- Aluminium fencing
- GPS signs for ramps.
- The Six Mile sign.
- Disabled parking – marking of lines.

Councillor Beard

Requested that rock from the Mitchell River be transported to the local quarry for processing and testing.

CONFIRMED MINUTES

MOTION

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

That Council investigate gravel blends, rock sources and pits through the NDRAA program.

CARRIED

Resolution No. 0916/016

Director of Engineering

Tree removal – Karumba and
Landsborough Street

Remote Airstrip Upgrade Program

Local Laws

MOTION

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Beard

That Council investigate local law amendments so that the laws apply to Council freehold land as well as Council controlled areas.

CARRIED

Resolution No. 0916/017

Director of Engineering

Translink funding

MOTION

COUNCIL RESOLUTION

Moved Cr Bawden

Seconded Cr Wells

That Council apply for funding under the Translink infrastructure scheme for bus shelters at Normanton and Karumba.

CARRIED

Resolution No. 0916/018

RECESS: 3.00pm The Mayor called a recess for afternoon tea.

CONFIRMED MINUTES

8 REPORTS FROM THE CHIEF EXECUTIVE OFFICER

8.1 LOCAL GOVERNMENT REMUNERATION AND DISCIPLINE TRIBUNAL ANNUAL REVIEW

Executive Summary:

The Local Government Remuneration and Discipline Tribunal (the "Tribunal") conducts an annual review of remuneration to be paid to Mayors, Deputy Mayors and councillors. The review will determine remuneration from 1 July 2017. Council is able to lodge submissions on or by 28 October 2016. Council is requested to consider whether or not it wishes to make any submissions.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Beard

That Council make no submissions to the annual remuneration review being undertaken by the Local Government Remuneration and Discipline Tribunal.

CARRIED

Resolution No. 0916/019

8.2 COUNCILLOR COMPLAINTS REVIEW DISCUSSION PAPER

Executive Summary:

The State government established a review into policy, legislation and operations with respect to complaints about councillors. A discussion paper has been prepared and Council is able to make submissions up to 23 September 2016.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Beard

That Council note the discussion paper.

CARRIED

Resolution No. 0916/020

CONFIRMED MINUTES

8.3 NORTH QUEENSLAND LOCAL GOVERNMENT ASSOCIATION ("NQLGA") MEMBERSHIP FEE

Executive Summary:

NQLGA contacted Council about increasing the annual membership fee from \$250.00 to \$350.00. The CEO consulted with the Mayor who decided to accept the increase. Council is required to ratify the decision.

COUNCIL RESOLUTION

Moved Cr Young

Seconded Cr Murphy

That Council ratify the acceptance of an increase in membership fees from \$250.00 to \$350.00 per annum for the North Queensland Local Government Association.

CARRIED

Resolution No. 0916/021

8.4 LOCAL GOVERNMENT GRANTS AND SUBSIDIES PROGRAMS

Executive Summary:

The Department of Infrastructure, Local Government and Planning ("DILGP") has opened a number of funding programs. Council is requested to nominate projects in order to allow officers to prepare the necessary Expressions of Interest before the closing date of 28 September 2016.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

That Council prepare Expressions of Interest for the Barramundi Discovery Centre and Normanton-Burketown Road using TIDS funding as 40% Council contribution (NDRP) under the Local Government Grants and Subsidies programs for 2016 which provides for a subsidy of up to 60% of eligible costs.

CARRIED

Resolution No. 0916/022

CONFIRMED MINUTES

8.5 FARM DEBT MEDIATION BILL

Executive Summary:

The Finance and Administration Committee of the Queensland parliament is calling for submissions on the Farm Business Debt Mediation Bill. Submissions are due on or by 29 September 2016. Council is requested to consider whether or not it wishes to make submissions on the Bill.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Hawkins

That Council make no submissions to the Finance and Administration Committee of the Queensland Parliament in relation to the Farm Business Debt Mediation Bill.

CARRIED

Resolution No. 0916/023

8.6 KARUMBA STATE SCHOOL BUS

Executive Summary:

Council will recall that MMG donated their bus to Council on the condition that it was made available for the exclusive use of Karumba State School. Council previously resolved to enter into a Memorandum of Understanding ("MOU") with the Department of Education to regulate the use and costs associated with the vehicle. The Principal has written to Council (email attached) requesting that Council pay the insurance on the vehicle. Council should note that the MOU has not been executed at this stage due to delays by the Department.

COUNCIL RESOLUTION

Moved Cr Bawden

Seconded Cr Wells

That Council offers the school bus to Karumba State School or Karumba State School P & C Association for \$1.

CARRIED

Resolution No. 0916/024

CONFIRMED MINUTES

8.7 GREEN PAPER ON FISHERIES MANAGEMENT REFORM

Executive Summary:

The Queensland Department of Agriculture and Fisheries has released a Green Paper on fisheries management reform in Queensland. Public comments are invited up to 30 September 2016. Council is requested to consider if it wishes to comment on the questions contained in the attached Green Paper.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Young

That Council note the Green Paper on Fisheries Management Reform.

CARRIED

Resolution No. 0916/025

8.8 COMMONWEALTH MARINE RESERVES REVIEW

Executive Summary:

The Commonwealth Government recently completed its review of marine reserves. The final update from the Chairs of the review is attached.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

That Council note the final update and summary of key findings from the Chairs of the Commonwealth Marine Reserves review.

CARRIED

Resolution No. 0916/026

CONFIRMED MINUTES

8.9 HUMAN RESOURCES REPORT

Executive Summary:

This report provides information on recent and upcoming activities within the Human Resources Section of Council.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Beard

That Council accepts the report as presented.

CARRIED

Resolution No. 0916/027

ATTENDANCE: 3.55pm The Manager Governance and Executive Services, Mr Phil Turner entered the meeting.

8.10 GOVERNANCE REPORT

Executive Summary:

The report provides information to Council on activities and programs within the Governance and Executive Services portfolio.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Young

That Council accept the report as presented.

CARRIED

Resolution No. 0916/028

CONFIRMED MINUTES

8.11 DINAH ISLAND ACCESS

Executive Summary:

Council has been approached informally by the owner of Dinah Island, Harvest Home Holding Pty Ltd (Harvest Home Holdings), enquiring as to whether Council would be willing to regularise the road access to Dinah Island, more accurately described as Lot 746 on CP896888. The purpose of this report is to provide Council with the history of land use and road alignment issues associate with Dinah Island and the surrounding properties and provide Council with options to address these issues.

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Young

That Council write to affected land owners at Dunbar, Inkerman and Dinah Island formally seeking owner's consent to apply for the simultaneous opening and closing of areas of road on the Inkerman Road without the requirement to pay compensation.

CARRIED

Resolution No. 0916/029

8.12 REQUEST TO LEASE KOOLATAH RESERVE

Executive Summary:

Council invited expressions of interest to establish a managed camping ground on the Koolatah Camping Reserve.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Beard

That Council extend an invitation to Don Little to address Council and provide further detailed plans on the camping ground proposed at Koolatah.

CARRIED

Resolution No. 0916/030

CONFIRMED MINUTES

9 REPORTS FROM DIRECTOR OF CORPORATE & COMMUNITY SERVICES

9.1 MONTHLY FINANCIAL REPORT - AUGUST 2016

Executive Summary:

The Monthly Financial Report has been prepared for the period ending 31 August 2016. The background section provides a summary of major variances and points to note.

COUNCIL RESOLUTION

Moved Cr Beard

Seconded Cr Gallagher

That Council accepts the following reports for the period ending 31 August 2016 as presented:

- ***Income Statement***
- ***Statement of Financial Position***
- ***Statement of Cash Flow***
- ***30 Day Cash Flow Estimate***
- ***Accounts Summary***

CARRIED

Resolution No. 0916/032

9.2 2016/2017 ANNUAL OPERATIONAL PLAN

Executive Summary:

Council must prepare and adopt an operational plan for each financial year. The operational plan for 2016/2017 will be provided separately for Council's consideration as it is still being finalised at the time of the preparation of the agenda and business paper.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Murphy

That Council adopts the 2016/2017 Annual Operational Plan as presented.

CARRIED

Resolution No. 0916/033

CONFIRMED MINUTES

10 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

In accordance with the *Local Government Act 2009*, and the *Local Government Regulation 2012*, in the opinion of the General manager, the following business is of a kind as referred to in clause 275(1) of the Regulation, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

COUNCIL RESOLUTION

Moved Cr Gallagher

Seconded Cr Young

That Council adjourn into Closed Session and members of the press and public be excluded from the meeting of the Closed Session, and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution. This action is taken in accordance with clause 275(1) of the Local Government Regulation 2012 as the items listed come within the following provisions

10.1 Geothermal Power Plants

This item is classified CONFIDENTIAL under the provisions of clause 275(1)(e) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to contracts proposed to be made by it.

10.2 Assignment of Lease to Mobil Oil Ltd

This item is classified CONFIDENTIAL under the provisions of clause 275(1)(e) of the Local Government Regulation 2012, which permits the meeting to be closed to the public for business relating to contracts proposed to be made by it.:

CARRIED

Resolution No. 0916/034

MOTION

COUNCIL RESOLUTION

Moved Cr Wells

Seconded Cr Young

That Council open the meeting to the public.

CARRIED

Resolution No. 0916/035

CONFIRMED MINUTES

10.1 GEOTHERMAL POWER PLANTS

Executive Summary:

Council has previously engaged LGIS to undertake feasibility studies into the use of geothermal power to save electricity costs for Council. LGIS have now provided a further proposal to progress the project if Council wishes to pursue the concept.

COUNCIL RESOLUTION

Moved Cr Murphy

Seconded Cr Beard

That Council engage Bob Cobavie to advise Council with respect to the geothermal power projects.

CARRIED

Resolution No. 0916/036

10.2 ASSIGNMENT OF LEASE TO MOBIL OIL LTD

Executive Summary:

Council has received a request from Mobil Oil Ltd to transfer the Lease held over Part of Lot 50 on SP202656 (Lease C on SP136518) (Normanton Airport) by it to World Fuel Services (Australia) Pty Ltd (WFSA).

COUNCIL RESOLUTION

Moved Cr Hawkins

Seconded Cr Gallagher

That Council agree to the assignment of the Lease with Mobil Oil Australia Pty Ltd to World Fuel Services (Australia) Pty Ltd and delegate the power to negotiate the terms of the assignment to the Chief Executive Officer.

CARRIED

Resolution No. 0916/037

CONFIRMED MINUTES

11 GENERAL BUSINESS

Nil.

12 CLOSURE OF MEETING

The Chair of the meeting, Cr Lyall Bawden, Mayor, declared the meeting closed at 5.41pm.

MINUTES CERTIFICATE

These Minutes are Confirmed

..... /...../.....

Councillor LV Bawden

Date

Mayor